

















# THE GENERAL STATUTES OF NORTH CAROLINA

## Index to Recompiled Volumes

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PREPARED UNDER THE SUPERVISION OF THE DEPARTMENT OF JUSTICE  
OF THE STATE OF NORTH CAROLINA

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Indexed, under the Supervision of the Department of Justice,  
by the Editorial Staff of the Publishers

*Under the Direction of*

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Volume 4B

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## Scope of Volume

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### Index:

Index to the General Statutes of North Carolina as contained in recompiled volumes 1A through 3C; also index to the Constitution of North Carolina, the Constitution of the United States and the Appendix appearing in recompiled volume 4A. The index covering the supplements to such recompiled volumes is contained in the pocket part to this volume.



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## Preface

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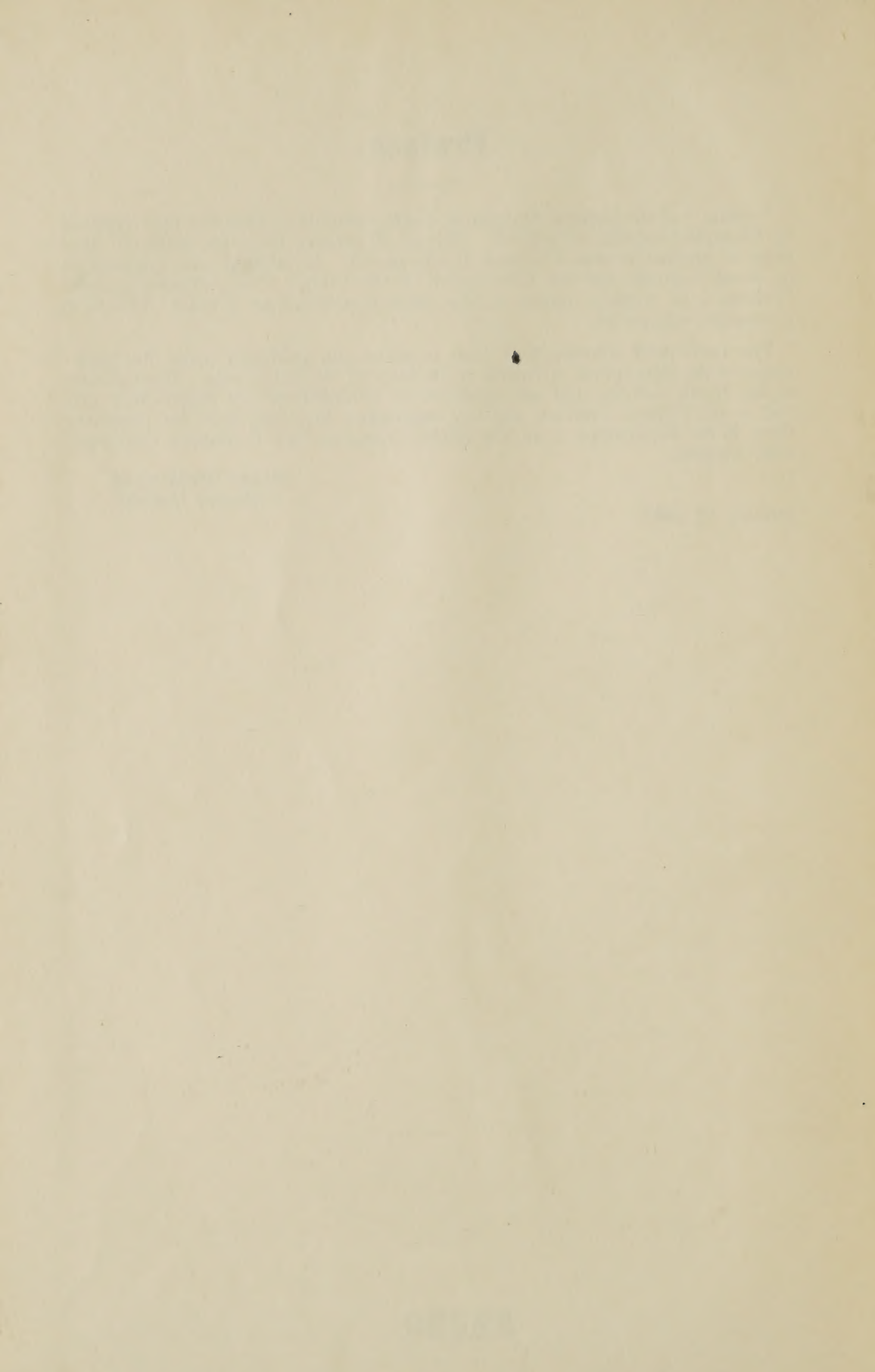
Volume 4 of the General Statutes of North Carolina of 1943 has been replaced by recompiled volumes 4A and 4B. Volume 4B contains the index, while the other parts of original volume 4 appear in volume 4A. In addition, the Constitution of North Carolina and the Constitution of the United States, appearing under Division I in original volume 1, have been transferred to Division XIX-A in recompiled volume 4A.

The recompiled volumes have been prepared and published under the supervision of the Department of Justice of the State of North Carolina. The members of the North Carolina Bar are requested to communicate any defects they may find in the General Statutes, and any suggestions they may have for improving them, to the Department, or to The Michie Company, Law Publishers, Charlottesville, Virginia.

HARRY McMULLAN,  
*Attorney General.*

January 12, 1955





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    - Const. N. C., art. IV, § 12.
  - Justices of the peace, Const. N. C., art. IV, § 27.
  - Supreme court, Const. N. C., art. IV, § 8.
- Jury.
  - Right of trial by jury, Const. N. C., art. I, §§ 13, 19; art. IV, §§ 1, 13.
  - Service on.
    - No prohibition on account of sex, Const. N. C., art. I, § 19.



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 Article seven of the constitution abrogated, § 7-112.  
 Eligibility, Const. N. C., art. XIV, § 7.  
 Governor to appoint justices, Const. N. C., art. VII, §§ 10, 11.  
 Judicial powers, division of, Const. N. C., art. IV, § 2.  
 Jurisdiction of justices of the peace, Const. N. C., art. IV, § 27.  
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   Commissioner of labor.  
     Duties, Const. N. C., art. III, § 13.  
     Election and term of office, Const. N. C., art. III, § 1.  
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   Persons restrained of liberty, Const. N. C., art. I, § 18.  
   Recurrence of fundamental principles, Const. N. C., art. I, § 29.  
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   Laborer's liens, Const. N. C., art. XIV, § 4.  
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   Compensation, Const. N. C., art. XII, § 2.  
   Exemptions, Const. N. C., art. XII, § 4.  
   Governor commander-in-chief, Const. N. C., art. XII, § 3.  
   Organizing, etc., Const. N. C., art. XII, § 2.  
   Who are liable to militia duty, Const. N. C., art. XII, § 1.

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   Change of name, Const. N. C., art. II, § 29.  
   Charters to remain in force until legally changed, Const. N. C., art. VII, §§ 11, 12.  
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     Approved by majority of voters, Const. N. C., art. VII, § 7.  
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   Abatement, Const. N. C., art. II, § 29.  
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   Governor's, Const. N. C., art. III, § 4.  
   Oaths or affirmation to support state constitution; all officers to take, § 11-7.  
   Required of members of the general assembly, Const. N. C., art. II, § 24.  
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   Amount, Const. N. C., art. V, § 1.  
   Application of proceeds of State and county capitation tax, Const. N. C., art. V, § 2.  
   Exemptions, Const. N. C., art. V, § 1.  
   General assembly may levy, Const. N. C., art. V, § 1.  
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- Prisons and prisoners—Cont'd
  - Death punishment, Const. N. C., art. XI, § 2.
  - Farming out convicts, Const. N. C., art. XI, § 1.
  - Houses of correction, Const. N. C., art. XI, § 4.
  - Houses of refuge, Const. N. C., art. XI, § 5.
  - Pardon, Const. N. C., art. III, § 6.
  - Penal institutions to be self-supporting, Const. N. C., art. XI, § 11.
  - Penitentiary, Const. N. C., art. XI, § 3.
  - Public officers, disqualification, Const. N. C., art. VI, § 8.
  - Punishments, Const. N. C., art. XI, § 1.
  - Right to vote, Const. N. C., art. VI, § 2.
  - Separation of sexes, Const. N. C., art. XI, § 6.
- Public officers.
  - Amendments not to vacate existing officers, Const. N. C., art. IV, § 33.
  - Appointment by governor, Const. N. C., art. XIV, § 5.
  - Compensation, Const. N. C., art. II, § 28; art. III, § 15.
  - Corruption in office, Const. N. C., art. VI, § 8.
  - Disqualification for office, Const. N. C., art. VI, § 8; art. XI, § 1; art. XIV, § 2.
  - Dueling, Const. N. C., art. XIV, § 2.
  - Eligibility to office, Const. N. C., art. VI, § 7.
  - Fees, salaries, and emoluments, Const. N. C., art. IV, § 18.
  - Governor to make appointments, Const. N. C., art. XIV, § 5.
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  - Holding other office, Const. N. C., art. XIV, § 7.
  - Issuance of commissions, Const. N. C., art. III, § 16.
  - Malpractice, Const. N. C., art. VI, § 8.
  - Official oath, Const. N. C., art. VI, § 7.
  - Property qualification, Const. N. C., art. I, § 22.
  - Term, Const. N. C., art. III, § 1.
  - Terms of office of first officers, Const. N. C., art. III, § 1; art. IV, § 26.
  - United States officers ineligible to state office, Const. N. C., art. XIV, § 7.
  - Vacancies, Const. N. C., art. IV, §§ 24, 25, 28, 29, 33.
  - When this chapter operative, Const. N. C., art. VI, § 9.
- Punishments, Const. N. C., art. XI; art. XIV, § 1
  - Death punishment, Const. N. C., art. XI, § 2.
  - Enumeration of punishments, Const. N. C., art. XI, § 1.

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- Punishments—Cont'd
  - Houses of correction, Const. N. C., art. XI, § 4.
  - Houses of refuge, Const. N. C., art. XI, § 5.
  - Penitentiary, Const. N. C., art. XI, § 3.
  - Quartering soldiers, Const. N. C., art. I, § 36.
  - Rebellion.
    - Debts in aid of the rebellion not to be paid, Const. N. C., art. I, § 6; art. VII, § 13.
  - Reformatories.
    - Houses of correction, Const. N. C., art. XI, § 4.
    - Houses of refuge, Const. N. C., art. XI, § 5.
  - Religious liberty, Const. N. C., art. I, § 26.
  - Reports.
    - From officers of executive department, Const. N. C., art. III, § 7.
  - Representation and taxation, Const. N. C., art. I, § 23.
  - Retirement systems for teachers and state employees.
    - Funds.
      - Use restricted, Const. N. C., art. II, § 31.
  - Retrospective laws, Const. N. C., art. I, § 32.
  - Revenue and taxation, Const. N. C., art. V.
  - Right of the people to assemble together, Const. N. C., art. I, § 25.
  - Right of trial by jury, Const. N. C., art. I, §§ 13, 19; art. IV, §§ 1, 13.
  - Waiver of right, Const. N. C., art. IV, § 13.
  - Rights of men, Const. N. C., art. I, § 1.
  - Right to assemble, Const. N. C., art. I, § 25.
  - Right to bear arms, Const. N. C., art. I, § 24.
  - Right to secede, Const. N. C., art. I, § 4.
  - Seal of state, Const. N. C., art. III, § 16.
  - Seat of government, Const. N. C., art. XIV, § 6.
  - Secession, Const. N. C., art. I, § 4.
    - Debts, Const. N. C., art. I, § 6.
  - Secretary of state, Const. N. C., art. III, §§ 1, 13 to 15.
  - Senate.
    - Impeachment, Const. N. C., art. IV, §§ 2-4.
  - Separation of powers.
    - Legislative, judicial and executive powers distinct, Const. N. C., art. I, § 8.
  - Sheriffs and constables.
    - Election, Const. N. C., art. IV, § 24.
    - Term of office, Const. N. C., art. IV, § 24.
    - Vacancy, Const. N. C., art. IV, § 24.
  - Sinking fund, Const. N. C., art. II, § 30.

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## Slavery.

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Liability of state for emancipation, Const. N. C., art. I, § 6.

Slavery prohibited, Const. N. C., art. I, § 33.

Soldiers, quartering, Const. N. C., art. I, § 36.

## Solicitors.

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## State.

Boundaries, Const. N. C., art. I, § 34.

Claims against the state, Const. N. C., art. IV, § 9.

Giving or lending credit of state, Const. N. C., art. V, § 4.

## State auditor.

Compensation, Const. N. C., art. III, § 15.

Death, Const. N. C., art. III, § 13.

Duties, Const. N. C., art. III, § 13.

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## State debt.

Aid of rebellion, Const. N. C., art. I, § 6; art. VII, § 13.

Convention of 1868, Const. N. C., art. I, § 6.

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## Statutes.

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## Streets and highways.

Limitation of powers of general assembly, Const. N. C., art. II, § 29.

## Superior court.

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## Supersedeas and stay of proceedings.

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## Counties

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Exemptions, Const. N. C., art. V, §§ 1, 3, 5.

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General assembly relieving collector of taxes from duties, Const. N. C., art. II, § 29.

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## Terms of court.

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Corporate powers, Const. N. C., art. VII, § 4.

Debts in aid of the rebellion not to be paid, Const. N. C., art. VII, § 12.

No debt or loan except by a majority of voters, Const. N. C., art. VII, § 7.

No money drawn except by law, Const. N. C., art. VII, § 8.

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Trustees shall assess property, Const. N. C., art. VII, § 6.

Treason, Const. N. C., art. IV, § 5.

## United States.

Allegiance to the United States government, Const. N. C., art. I, § 5.

United States officers ineligible to state office, Const. N. C., art. XIV, § 7.

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- Vacancies, Const. N. C., art. IV, §§ 24, 25, 28, 29, 33.
- Courts, Const. N. C., art. IV, § 25.
- Waiver of right to jury trial, Const. N. C., art. IV, § 13.
- Warrants.
  - General warrants, Const. N. C., art. I, § 15.
- Weapons.
  - Carrying concealed weapons, Const. N. C., art. I, § 24.
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- Witnesses.
  - Confronting, Const. N. C., art. I, § 11.
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- Accused, Const. U. S., art. III, § 2; amendments V, VI.
- Adjournment of congress, Const. U. S., art. I, §§ 5, 7; art. II, § 3.
- Admiralty, Const. U. S., art. I, § 8; art. III, § 2, cl. 1.
- Ambassadors and consuls Const. U. S., art. II, §§ 2, 3; art. III, § 2.
- Amendments, Const. U. S., art. V, § 1.
- Bail, Const. U. S., amendment VIII.
- Criminal law Const. U. S., amendment V.
- Due process of law, Const. U. S., amendment V.
- Effect of enumeration of rights, Const. U. S., amendment IX.
- Election of senators, Const. U. S., amendment XVII.
- Eminent domain, Const. U. S., amendment V.
- Freedom of religion, speech and press, Const. U. S., amendment I.
- Guarantees in criminal cases, Const. U. S., amendment VI.
- Income tax, Const. U. S., amendment XVI.
- Intoxicating liquors, Const. U. S., amendments XVIII, XXI.
- Manner of making amendments, Const. U. S., art. V.
- President.
  - Election, Const. U. S., amendment XII.
  - Limitation on term, Const. U. S., amendment XXII.
- Prohibition, Const. U. S., amendments XVIII, XXI.
- Proposal and ratification of amendments, Const. U. S., art. V.
- Punishments, Const. U. S., amendment VIII.
- Quartering soldiers in houses, Const. U. S., amendment III.
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- Amendments—Cont'd
  - Rights and immunities of citizens, Const. U. S., amendment XIV.
  - Right to bear arms, Const. U. S., amendment II.
  - Right to vote, Const. U. S., amendment XV.
  - Searches and seizures, Const. U. S., amendment IV.
  - Slavery, Const. U. S., amendment XIII.
  - Suits against states, Const. U. S., amendment XI.
  - Terms of office, Const. U. S., amendment XX.
  - Trial by jury, Const. U. S., amendment VII.
  - Woman suffrage, Const. U. S., amendment XIX.
- Apportionment, Const. U. S., art. I, § 2, cl. 3; amendments XIV, XVI.
- Income tax, Const. U. S., amendment XVI.
- Appropriations, Const. U. S., art. I, § 9.
- Army, Const. U. S., art. I, § 8, cl. 12.
- Approval of laws by President, Const. U. S., art. I, § 7.
- Army and navy, Const. U. S., art. I, § 8.
- Commander in chief, Const. U. S., art. II, § 2, cl. 1.
- Arrests.
  - Privilege from arrest, Const. U. S., art. I, § 6, cl. 1.
- Attainder, Const. U. S., art. I, §§ 9, 10; art. III, § 3, cl. 2.
- Attorney and client.
  - Right to have counsel Const. U. S., amendment VI.
- Autrefois, acquit and convict, Const. U. S., amendment V.
- Bail and recognizance.
  - Excessive bail, Const. U. S., amendment VIII.
- Bill of attainder, Const. U. S., art. I, §§ 9, 10; art. III, § 3, cl. 2.
- Bills of credit, Const. U. S., art. I, § 10, cl. 1.
- Bribery, Const. U. S., art. II, § 4.
- Census, Const. U. S., art. I, §§ 2, 9.
- Citizenship, Const. U. S., art. IV, § 2.
- Colored person, Const. U. S., amendments XIV, XV.
- Commerce, Const. U. S., art. I, §§ 8, 9.
- Compacts between the states or with foreign powers, Const. U. S., art. I, § 10, cl. 3.
- Congress, Const. U. S., art. I, § 1.
- Absent members, Const. U. S., art. I, § 5, cl. 1.
- Adjournments, Const. U. S., art. I, § 5; art. II, § 3.
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- Compensation of members, Const. U. S., art. I, § 6.
- Congress as judge of election and qualifications of members, Const. U. S., art. I, § 5.
- Debate, Const. U. S., art. I, § 6.
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- Election of senators and representatives; sessions of congress, Const. U. S., art. I, § 4.
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- Meetings, Const. U. S., amendment XX.
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- Powers of congress, Const. U. S., art. I, § 8.
- Procedure, Const. U. S., art. I, § 5.
- Qualifications of members of congress, Const. U. S., art. I, §§ 2, 3, 5.
- Quorum, Const. U. S., art. I, § 5; amendment XII.
- Senate, Const. U. S., art. I, §§ 3, 4.
- Special sessions, Const. U. S., art. II, § 3.
- Vacancy in house of representatives, Const. U. S., art. I, § 2.

## Construction.

- Effect of enumeration of rights, Const. U. S., amendment IX.

## Contracts.

- Impairment of obligation of contracts, Const. U. S., art. I, § 10.

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- Copyright, Const. U. S., art. I, § 8.
- Counterfeiting, Const. U. S., art. I, § 8.
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- Constitutional provisions, Const. U. S., art. III, § 2; amendments V, VI.
- Public trial, Const. U. S., amendment VI.
- Right of trial by jury, Const. U. S., art. III, § 2; amendments VI, VII.
- Rights of the accused, Const. U. S., art. III, § 2, cl. 3; amendments V, VI.
- Speedy trial, Const. U. S., amendment VI.

## Cruel and unusual punishment, Const. U. S., amendment VIII.

## Death of president, Const. U. S., art. II, § 1.

## Debts.

- Aid of rebellion, Const. U. S., amendment XIV.
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## District of Columbia, Const. U. S., art. I, § 8, cl. 17.

## Due process of law, Const. U. S., amendments V, XIV.

## Elections, Const. U. S., art. I, § 4; art. II, § 1; amendments XII, XIV.

## Election of senators and representatives, sessions of congress, Const. U. S., art. I, § 4; amendment XVII.

## Equal suffrage, Const. U. S., amendment XIX.

## Women's suffrage, Const. U. S., amendment XIX.

## Electors, Const. U. S., art. II, § 1; amendments XII, XIV, XVII.

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## Emoluments, Const. U. S., art. I, § 9.

## Equal protection of the laws, Const. U. S., amendment XIV.

## Excessive bail, Const. U. S., amendment VIII.

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## Excise, Const. U. S., art. I, § 8.

## Execution of laws, Const. U. S., art. II, § 3.

## Executive department, Const. U. S., art. II, §§ 1-4.

## Exports, Const. U. S., art. I, §§ 9, 10.

## Ex post facto laws, Const. U. S., art. I, § 9.

## Extradition, Const. U. S., art. IV, § 2.

## Fines.

## Excessive fines, Const. U. S., amendment VIII.

## Foreign presents, Const. U. S., art. I, § 9.

## Former jeopardy, Const. U. S., amendment V.

## Freedom of conscience, Const. U. S., amendment I.

## Freedom of speech, Const. U. S., amendment I.

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## Fugitives, Const. U. S., art. IV, § 2.

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## Foreign presents to United States officials, Const. U. S., art. I, § 9.

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## House of representatives, Const. U. S., art. I, § 2.

## Immunities, Const. U. S., art. IV, § 2; amendment XIV.

## Impairment of obligation of contracts, Const. U. S., art. I, § 10.

## Impeachment, Const. U. S., art. I, §§ 2, 3; art. II, § 4.

## Imports and exports, Const. U. S., art. I, §§ 9, 10.

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 Insurrection, Const. U. S., art. I, § 8; amendment V.  
 International law.  
   Power of congress to punish offenses against, Const. U. S., art. I, § 8.  
 Interstate commerce, Const. U. S., art. I, §§ 8, 9.  
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 Prohibition, Const. U. S., amendment XVIII.  
   Repeal of the eighteenth amendment, Const. U. S., amendment XXI.  
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**STATE OF NORTH CAROLINA****DEPARTMENT OF JUSTICE**

Raleigh, North Carolina

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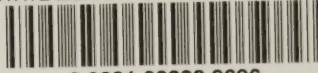
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